

BEFORE THE HARD-ROCK MINING IMPACT BOARD  
DEPARTMENT OF COMMERCE  
OF THE STATE OF MONTANA

In the matter of the amendment of )  
ARM 8.104.101, 8.104.201, )  
8.104.202, 8.104.211, 8.104.214, and )  
8.104.218 pertaining to the )  
organization and procedural rules of )  
the Hard-Rock Mining Impact Board )

CORRECTED NOTICE OF  
AMENDMENT

TO: All Concerned Persons

1. On January 31, 2008, the Department of Commerce published MAR Notice No. 8-104-66 pertaining to the proposed amendment of the above-stated rules at page 81 of the 2008 Montana Administrative Register, Issue Number 2. On May 8, 2008, the Department of Commerce published the notice of amendment at page 945 of the 2008 Montana Administrative Register, Issue Number 9.

2. This corrected notice of amendment is being published to correct an error in ARM 8.104.218(1)(a)(i). The reference to Department of State Lands was changed in ARM 8.104.218(2) to Department of Environmental Quality to update the reference to the correct department, but the reference was not changed where it appeared in (1). The rule, as amended in corrected form, reads as follows, deleted matter interlined, new matter underlined:

8.104.218 WAIVER OF IMPACT PLAN REQUIREMENT (1) The board will grant a waiver or a conditional waiver of the impact plan requirement to a large-scale mineral development permittee, as authorized by 90-6-307(14), MCA, if:

(a) The permittee and the governing bodies of all potentially affected local government units, as identified by the board and the affected county or counties, notify the board in writing that:

(i) they do not anticipate a need to increase local government services and facilities as a result of the increase in employment identified in the permittee's annual report to the Department of ~~State Lands~~ Environmental Quality; or

(ii) through (2) remain as amended.

/s/ KELLY A. CASILLAS  
KELLY A. CASILLAS  
Rule Reviewer

/s/ ANTHONY J. PREITE  
ANTHONY J. PREITE  
Director  
Department of Commerce

Certified to the Secretary of State June 16, 2008.